

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

PUBLIC SERVICES – Prohibition & Excise Department – Sri B.Venkatesh Netha, Assistant Prohibition & Excise Superintendent (Direct Recruit) – Exemption from passing Test-A i.e., Civil & Criminal Law – Orders – Issued.

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REVENUE (EXCISE-I) DEPARTMENT

**G.O.Rt.No. 1169**

**Dated:12-8-2009**

Read the following:

1. From the CPE, Hyderabad Lr.Cr.No.9058/2008/CPE/L1, dated 19.5.2009
2. Representation of Sri B.Venkatesh Netha, AP&ES, Narasaraopet dated 22.5.2009 & 18.6.2009.

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**ORDER:**

In the reference 1<sup>st</sup> read above, the Commissioner of Prohibition & Excise, A.P., Hyderabad has stated that Sri B.Venkatesh Netha, Assistant Prohibition & Excise Superintendent (Direct Recruit) had represented stating that he has passed LL.B (3 year degree course) from Osmania University during 2002-2005 with R.No.0102018 and requested to exempt him from passing of Test-A i.e., Civil and Criminal Law prescribed under the Departmental Tests.

2. The Commissioner of Prohibition & Excise has stated that as per Rule-6 of A.P. Excise Service Rules issued in G.O.Ms.No.108, dated:25.01.1961, a probationary Assistant Prohibition & Excise Superintendent recruited by direct recruitment shall, within the prescribed period of probation shall pass Test-A i.e., Civil & Criminal Law, among other tests. As per Rule-4 of the said rules, a pass in the test, examination or examinations of (1) the Pleader-ship examination first or second grade; (2) (a) The examination, for a degree in Law of a recognized University (b) Part-II (Criminal) of the Apprentices Examination held by the High court or of the Examination in the Law of practice and procedure held by the Bar Council and (3) The Criminal Judicial Test conducted by the Andhra Pradesh Public Service Commission, shall be regarded as equivalent to pass in Test-A.

3. The Commissioner of Prohibition & Excise has further stated that the individual possesses 3 years LL.B Certificate, as at 2(a) above. The individual has however not produced certificate with regard to Part-II (Criminal) Apprentices Examination held by the High Court or of the Examination in the Law of practice and procedure held by the Bar Council. Hence, the Commissioner of Prohibition & Excise, A.P., Hyderabad has requested clarification orders from the Government.

4. In the reference 2<sup>nd</sup> read above, Sri B.Venkatesh Netha, Assistant Prohibition & Excise Superintendent has stated that the Secretary, the Bar Council of the State of Andhra Pradesh, Hyderabad has informed that the Bar Council is not conducting any examination in the Law of Practice and Procedure. Further the Registrar, A.P. High Court has also informed that the A.P. High Court is not conducting Part-II (Criminal) of the Apprentices Examination. The individual has therefore, requested to give necessary clarification in the matter. Government also observe that the course of instruction in the three year LL.B Degree includes subjects which form part of the syllabus of Departmental Test-A and which is as per the standards of Legal Education and Recognition of Degree of Law for admission as an Advocate under Part-IV of the Bar Council of India Rules, 1975 which were prescribed in the Advocates Act, 1961.

5. Government, after careful examination hereby exempt Sri B.Venkatesh Netha, Assistant Prohibition & Excise Superintendent (Direct Recruit) from passing the Departmental Test-A i.e., Civil & Criminal Law prescribed under A.P. Excise Service Rules, since he obtained Degree in Law and also keeping in view the fact that the Bar Council and High Court of Andhra Pradesh are not conducting any

examination in the Law of Practice and Procedure and Part-II (Criminal) of the Apprentices Examination, respectively.

6. The Commissioner of Prohibition & Excise, A.P., Hyderabad shall take necessary further action in the matter accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

ASUTOSH MISHRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Commissioner of Prohibition & Excise, A.P., Hyderabad  
The individual through CPE, A.P., Hyderabad  
Sf/Sc

// FORWARDED BY ORDER //

SECTION OFFICER